

Pages 1 - 14

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BEFORE THE HONORABLE EDWARD M. CHEN, JUDGE

IN RE TESLA, INC. SECURITIES)
LITIGATION.) No. 18-cv-04865-EMC
_____)
San Francisco, California
Friday, February 3, 2023

MASTER TRIAL INDEX

APPEARANCES:

For Movants:

LEVI & KORSINSKY, LLP
1101 30th Street NW
Suite 115
Washington, D.C. 20007
BY: NICHOLAS IAN PORRITT, ESQ.
ELIZABETH K. TRIPODI, ESQ.
ALEXANDER A. KROT, III, ESQ.

LEVI & KORSINSKY LLP
75 Broadway
Suite 202
San Francisco, California 94111
BY: ADAM M. APTON, ESQ.
ADAM C. MCCALL, ESQ.

LEVI & KORSINSKY LLP
55 Broadway
10th Floor
New York, New York 10016
BY: MAX EDWARD WEISS, ESQ.
KATHY AMES VALDIVIESO, ESQ.

Reported By: **BELLE BALL, CSR 8785, CRR, RDR**
DEBRA L. PAS, CSR 11916, CRR, RMR, RPR
Official Reporters, U.S. District Court

(Appearances continued, next page)

APPEARANCES, CONTINUED:

For Defendants:

QUINN EMANUEL URQUHART & SULLIVAN, LLP
51 Madison Avenue
22nd Floor
New York, New York 10010
BY: ALEXANDER B. SPIRO, ESQ.
ANDREW JOHN ROSSMAN, ESQ.
PHILLIP B. JOBE, ESQ.
ELLYDE R. THOMPSON, ESQ.
JESSE A. BERNSTEIN, ESQ.

QUINN EMANUEL URQUHART & SULLIVAN, LLP
865 South Figueroa Street
10th Floor
Los Angeles, California 90017
BY: MICHAEL T. LIFRAK, ESQ.
ANTHONY P. ALDEN, ESQ.
MATTHEW ALEXANDER BERGJANS, ESQ.
WILLIAM C. PRICE, ESQ.

QUINN EMANUEL URQUHART & SULLIVAN, LLP
555 Twin Dolphin Drive
Fifth Floor
Redwood Shores, California 94065
BY: KYLE K. BATTER, ESQ.

MASTER TRIAL INDEX

Tuesday, January 17, 2023 - Volume 1
 Wednesday, January 18, 2023 - Volume 2
 Friday, January 20, 2023 - Volume 3
 Monday, January 23, 2023 - Volume 4
 Tuesday, January 24, 2023 - Volume 5
 Wednesday, January 25, 2023 - Volume 6
 Friday, January 27, 2023 - Volume 7
 Tuesday, January 31, 2023 - Volume 8
 Wednesday, February 1, 2023 - Volume 9
 Friday, February 3, 2023 - Volume 10

	<u>PAGE</u>	<u>VOL.</u>
Jury Instructions	243	1
Opening Statement by Mr. Porritt	295	2
Opening Statement by Mr. Spiro	314	2
Jury Instruction by The Court	554	3
Plaintiff rests	1865	9
Defense Rests	1937	9
Jury Instructions	1944	9
Closing Argument by Mr. Porritt	1991	10
Closing Argument by Mr. Spiro	2031	10
Rebuttal Argument by Mr. Porritt	2107	10
Jury Instructions	2119	10

PLAINTIFF'S WITNESSES**LITTLETON, GLEN**

	<u>PAGE</u>	<u>VOL.</u>
(SWORN)	346	2
Direct Examination by Mr. Porritt	346	2
Cross-Examination by Mr. Price	368	2
Redirect Examination by Mr. Porritt	453	2
Recross-Examination by Mr. Price	462	2

I N D E XPLAINTIFF'S WITNESSESPAGE VOL.FRIES, TIMOTHY

(SWORN)	501	3
Direct Examination by Ms. Tripodi	502	3
Cross-Examination by Mr. Spiro	511	3
Redirect Examination by Ms. Tripoldi	538	3

SUBRAMANIAN, GUHAN

(SWORN)	554	3
Direct Examination by Mr. Apton	555	3
Cross-Examination by Mr. Price	592	3
Redirect Examination by Mr. Apton	672	3

MUSK, ELON

(SWORN)	680	3
Direct Examination by Mr. Porritt	680	3

MUSK, ELON (RECALLED)

(PREVIOUSLY SWORN)	735	4
Direct Examination Resumed by Mr. Porritt	735	4
Cross-Examination by Mr. Spiro	867	4

MUSK, ELON

(RECALLED)	920	5
Cross-Examination Resumed by Mr. Spiro	920	5
Redirect Examination by Mr. Porritt	977	5
Recross-Examination by Mr. Spiro	1028	5
Further Redirect Examination by Mr. Porritt	1040	5

VIECHA, MARTIN

(SWORN)	1042	5
Direct Examination by Ms. Tripodi	1043	5
Cross-Examination by Mr. Lifrak	1084	5
Redirect Examination by Ms. Tripodi	1109	5

AHUJA, DEEPAK

(SWORN)	1131	6
Direct Examination by Mr. Apton	1132	6
Cross-Examination by Mr. Rossman	1169	6
Redirect Examination by Mr. Apton	1213	6

FATH, JOSEPH

By Videotape Deposition (not reported)	1220	6
--	------	---

I N D E XPLAINTIFF'S WITNESSESPAGE VOL.GRACIAS, ANTHONY JOSE

(SWORN)	1222	6
Direct Examination by Ms. Tripodi	1223	6
Cross-Examination by Mr. Spiro	1246	6
Redirect Examination by Ms. Tripodi	1283	6

DURBAN, EGON

(SWORN)	1326	7
Direct Examination by Mr. Porritt	1326	7
Cross-Examination by Mr. Price	1374	7
Redirect Examination by Mr. Porritt	1391	7
Recross-Examination by Mr. Price	1395	7

DEES, DAN

(SWORN)	1398	7
Direct Examination by Mr. Porritt	1398	7
Cross-Examination by Mr. Spiro	1430	7
Redirect Examination by Mr. Porritt	1461	7

BRINKMAN, RYAN JOSEPH

By Videotape Deposition (not reported)	1468	7
--	------	---

DENHOLM, ROBYN

(SWORN)	1469	7
Direct Examination by Ms. Tripodi	1469	7
Cross-Examination by Ms. Thompson	1487	7
Redirect Examination by Ms. Tripodi	1494	7

BUSS, BRADLEY

(SWORN)	1497	7
Direct Examination by Mr. Apton	1497	7
Cross-Examination by Mr. Lifrak	1508	7
Redirect Examination by Mr. Apton	1517	7

ARNOLD, DAVID

(SWORN)	1566	8
Direct Examination by Mr. Apton	1567	8
Cross-Examination by Ms. Thompson	1577	8
Redirect Examination by Mr. Apton	1583	8

I N D E XPLAINTIFF'S WITNESSESPAGE VOL.HESTON, STEVEN L.

(SWORN)	1585	8
Direct Examination by Mr. Porritt	1585	8
Cross-Examination by Mr. Rossman	1613	8
Redirect Examination by Mr. Porritt	1634	8
Recross-Examination by Mr. Rossman	1637	8

HARTZMARK, MICHAEL

(SWORN)	1644	8
Direct Examination by Mr. Porritt	1644	8
Cross-Examination by Mr. Rossman	1716	8

HARTZMARK, MICHAEL

(RECALLED)	1786	9
Cross-Examination Resumed by Mr. Rossman	1786	9
Redirect Examination by Mr. Porritt	1839	9
Recross-Examination by Mr. Rossman	1857	9

DEFENDANTS' WITNESSESPAGE VOL.TELLER, SAM

(SWORN)	1874	9
Direct Examination by Mr. Lifrak	1874	9
Cross-Examination by Mr. Apton	1893	9

KONEY, OWURAKA

VIDEOTAPED TESTIMONY	1897	9
----------------------	------	---

MURDOCH, JAMES

(SWORN)	1897	9
Direct Examination by Mr. Lifrak	1898	9
Cross-Examination by Ms. Tripodi	1907	9

MUSK, KIMBAL

(SWORN)	1911	9
Direct Examination by Mr. Price	1911	9
Cross-Examination by Ms. Tripodi	1916	9

EHRENPREIS, IRA

(SWORN)	1918	9
Direct Examination by Ms. Thompson	1918	9
Cross-Examination by Mr. Apton	1924	9

JOHNSON RICE, LINDA

(SWORN) via Zoom	1933	9
Direct Examination by Ms. Thompson	1933	9

E X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
Unnumbered video excerpt (Mr. Littleton)		427	2
8		354	2
8		1042	5
9		611	3
10		614	3
10		1042	5
11		615	3
11		1042	5
12		390	2
12		1042	5
13		361	2
13		1042	5
14		1042	5
15		1042	5
17		1042	5
18		1042	5
21		1042	5
22		1042	5
23		1042	5
24		1042	5
25		1042	5
27		1042	5

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
33		1844	9
39		1127	6
40		1127	6
41		1127	6
42		1127	6
44		1127	6
46		1127	6
47		1127	6
53		411	2
53		1042	5
58		1060	5
78		1133	6
79		1136	6
80		824	4
81		581	3
82		1149	6
83		644	3
84		1153	6
86		1154	6
87		780	4
89		1166	6

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
89		1237	6
92		1208	6
96		1487	7
101		862	4
102		1483	7
103		576	3
105		881	4
106		882	4
109		1874	9
110-A		1874	9
121, Conditionally		796	4
130		1239	6
134		1487	7
135		1487	7
137		1487	7
139		1487	7
143		1047	5
145		1094	5
146		1053	5
147		1068	5
150		1058	5

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
151		1064	5
155		1073	5
160		1082	5
161		1078	5
171		974	5
171		1042	5
174		1337	7
175		1330	7
177		1341	7
179		958	5
181		1353	7
182		1367	7
185		1356	7
186		1421	7
190		1358	7
191		1359	7
194		1362	7
196		1365	7
201		1371	7
229		449	2
229		866	4

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
234		1431	7
235		1431	7
243		942	5
244		1431	7
250		1431	7
251		1431	7
252		1403	7
253		1408	7
254		829	4
256		948	5
257		1418	7
261		1419	7
263		1426	7
265		1423	7
265		1431	7
289		1507	7
298		1580	8
312		1487	7
313		1487	7
314		1487	7
315		1487	7

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
316		1487	7
317		1487	7
318		1487	7
321		1135	6
322		1937	9
332		951	5
333		826	4
337		811	4
337		1165	6
338		1758	8
338		1783	9
Exhibit 360, Pages 48 to 54		559	3
361		966	5
368, Pages 64 through 67		1587	8
426		1840	9
429		1758	8
429		1783	9
430		382	2
432		358	2
433, Pages 433-15 to 433-23		430	2
503		1162	6

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
504		1571	8
505		1572	8
511		1575	8
524		364	2
525		505	3
565		1758	8
565		1783	9
570		1758	8
570, subject to redaction		1783	9
572		1758	8
572		1783	9
594		1758	8
594		1783	9
721		1758	8
721		1783	9
763		1758	8
763		1783	9
798		1281	6
802		1256	6
817		1431	7
818		1431	7

I N D E XE X H I B I T S

<u>TRIAL EXHIBITS</u>	<u>IDEN</u>	<u>EVID</u>	<u>VOL.</u>
825		950	5
827		883	4
1001		935	5
1008		1859	9
1023-43		653	3